

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION

DCTN: 112028849

Lockup No:

Case No: 2012 CWS 002940

COMPLAINT

District of Columbia ss:

Defendant's Name: Arvel Wills

(First)

(MI)

(Last)

603065

(PDID)

12-076-940

(CCNO)

Also Known As:

(First)

(Middle)

(Last)

Address: K STREET N.W. Apt. WASHINGTON DC

Arvel Wills, within the District of Columbia, with the intent to kill another and to inflict serious bodily injury on another and with a conscious disregard of an extreme risk of death or serious bodily injury to another, caused the death of Dwayne Wills by slamming his head into the street on or about May 26, 2012, thereby causing injuries from which Dwayne Wills died on or about June 4, 2012. (Second Degree Murder, in violation of 22 D.C. Code, Section 2103 (2001 ed.))

Co-Defendants:

[Signature]
Affiant's Name

Subscribed and sworn to before me this 26 day of September, 2012.

[Signature]
(Judge) (Deputy Clerk)

WARRANT

To The United States Marshal or any other authorized federal officer or the Chief of Police of the District of Columbia:

WHEREAS the foregoing complaint and affidavit supporting the allegations thereof have been submitted, and there appearing probable cause and reasonable grounds for the issuance of an arrest warrant for Arvel Wills

YOU ARE THEREFORE COMMANDED TO BRING THE DEFENDANT BEFORE SAID COURT OR OTHER PERSON ENUMERATED IN 18 U.S.C. 3041 forthwith to answer said charge.

Issued Sept 27, 2012

[Signature]
Judge - Superior Court of the District of Columbia

Title 16: ☐

Rule 105: ☐ Judge: _____

Sex: Male DOB: 06/28/1989 CCN: 12-076-940 PDID: 603065

Reporting Officer: Michael Fulton Badge No.: D11272

OFFICER MUST EXECUTE RETURN

Officer's Name:

Date / Time: September 26, 2012

AUSA Signature:

Fel. 1 ☒ AFTC ☐ Fel. 11 ☐

Superior Court of the District of Columbia
CRIMINAL DIVISION

2012 Crowsd 002940
USW NO.:

AFFIDAVIT IN SUPPORT OF AN ARREST WARRANT

DEFENDANT'S NAME: Wills, Arvel					NICKNAME:		ALIASES:		CCN: 12-076-940	PDID: 603 065
SEX: M	RACE: B	DOB: 6/28/89	HGT: 5'11"	WGT: 165	EYES: Brown	HAIR: Black	COMPL: Med	SCARS, MARKS, TATOOS		
DEFENDANT'S HOME ADDRESS: [REDACTED] K street NW [REDACTED]							TELEPHONE NUMBER: 240-[REDACTED]			
DEFENDANT'S BUSINESS ADDRESS:							TELEPHONE NUMBER:			
COMPLAINANT'S NAME: Wills, Dewayne							TELEPHONE NUMBER:			
LOCATION OF OFFENSE: 3rd and Abbey Street NE							DATE OF OFFENSE: 5/26/2012	TIME OF OFFENSE: 0400hrs		
CAUTION AND MEDICAL CONDITIONS (CMC) Select a valid CMC code below for wanted person when using the caution indicator.										
<input type="checkbox"/> 00 = Armed and Dangerous					<input type="checkbox"/> 55 = Alcoholic					
<input type="checkbox"/> 05 = Violent Tendencies					<input type="checkbox"/> 60 = Allergies					
<input type="checkbox"/> 10 = Martial Arts Expert					<input type="checkbox"/> 65 = Epilepsy					
<input type="checkbox"/> 15 = Explosive Expertise					<input type="checkbox"/> 70 = Suicidal					
<input type="checkbox"/> 20 = Known to abuse drugs					<input type="checkbox"/> 80 = Medication Required					
<input type="checkbox"/> 25 = Escape Risk					<input type="checkbox"/> 85 = Hemophiliac					
<input type="checkbox"/> 30 = Sexually Violent Predator					<input type="checkbox"/> 90 = Diabetic					
<input type="checkbox"/> 50 = Heart Condition					<input type="checkbox"/> 01 = Other					
GIVE BRIEF DESCRIPTION OF WHAT HAPPENED:										
<p>On Monday, June 4th 2012, at approximately 8:12 a.m., members of the D.C. Metropolitan Police Department's Homicide Branch were notified regarding a death that occurred at Washington Hospital Center. The decedent, later identified as Dwayne Wills, was pronounced dead by Dr. Pratt.</p> <p>Hospital records indicated that the decedent was transported to the Washington Hospital Center, by private vehicle, on Saturday, May 26, 2012. When the decedent arrived at the Washington Hospital Center, he was intoxicated, had slurred speech and a laceration to his head which was still bleeding. The decedent told medical personnel that he had been drinking "got dizzy and fell."</p> <p>One of the doctor's notes stated that decedent claimed he had been at a Club, had two drinks of vodka and fell hitting his head on a sidewalk. It should be noted that the subsequent investigation indicates that the decedent may have had as many as six drinks of vodka. The decedent was admitted to the hospital for treatment.</p> <p>While the decedent was in the hospital, he continued to want to sleep. The initial CAT scan reflected that the decedent had a closed head injury, a laceration to his head, and a skull fracture. The fracture was approximately four inches in length near the left ear. During a follow-up CT scan on Sunday, May 27, 2012, doctors observed "blooming" on the decedent's brain and discovered that the decedent was suffering from a subdural hematoma with a right to left shift (meaning decedent's brain was swelling). On Tuesday, May 29, 2012, the decedent went into a coma and became unresponsive. On Monday, June 4, 2012, at 5:15 a.m., decedent was pronounced dead.</p> <p>On Monday, June 4, 2012, the decedent's remains were later transported to the Office of the Chief Medical Examiner in Washington, D.C. On Tuesday, June 5, 2012, an autopsy was conducted. The results of the autopsy revealed the decedent's cause of death was a blunt impact injury to his head, and the manner was ruled homicide.</p> <p>Family members of the decedent reported that prior to his death, the decedent told them of a physical altercation that occurred with another family member. Based on this information, members of the Homicide Branch initiated an investigation into this death.</p>										

See 2940

The investigation into the death of Mr. Wills revealed that on or about Saturday, May 26, 2012, at approximately 4:00 a.m., at L St and Abbey Place, Northeast in Washington, D.C., the decedent and Mr. Arvel Wills, hereafter referred to as the defendant, engaged in a verbal altercation which escalated into a physical confrontation where defendant slammed the decedent, head first into the pavement of the street, causing the injuries that he sustained to his head, requiring his transportation to the Washington Hospital Center, and ultimately his death.

A witness was identified, located and interviewed. This witness, hereafter referred to as W1, reports that on Saturday, May 26, 2012, the defendant and the decedent were outside, in the area of L Street and Abbey Place, Northeast, Washington, D.C., talking and that both were drinking. At some point, this conversation turned into an argument. The argument then turned physical. The decedent threw two punches at the defendant who just stood there. The defendant then swung back at the decedent.

W1 stated the defendant then grabbed the decedent around the neck and by his leg. The defendant then lifted the decedent off the ground and held the decedent over his head. This caused the decedent's legs to become straight. The defendant then forcibly drove the decedent's head into the pavement of the street. W1 described the sound of the decedent's head hitting the ground, as a cell phone being thrown to the ground and breaking. W1 stated it had three drinks of alcohol before witnessing the above described events. W1 went on to report that after the decedent was forced to the ground by the defendant, the decedent was unconscious, did not cry or make a sound, and the decedent's eyes rolled back in his head.

The decedent regained consciousness, and then asked for help to get up. W1 took the decedent home, and then to Washington Hospital Center because the decedent was bleeding from his head. W1 who was with the decedent from the time the defendant slammed his head into the pavement of the street, and then transported him to the Washington Hospital Center. W-1 did not observe the decedent sustain any additional trauma to the head. W1 believed that the defendant intended to harm the decedent, but not to kill him as they were related family members. W1 has known the defendant all ITS life. W1 identified the defendant as Arvel Wills.

A second witness was identified, located and interviewed. This witness hereafter referred to as W2, reports that the decedent and defendant were in the area of L Street and Abbey Place, Northeast, Washington, D.C., outside drinking when an argument escalated between them. W2 reports the decedent swung at the defendant, at which time the defendant swung back at the decedent. W2 reported the defendant picked up the decedent and slammed him head first into the pavement of the street. W2 reports drinking alcohol before it witnessed the above described events. W2 has known the defendant for over ten years and identified him as Arvel Wills.

The defendant was located and interviewed. During this interview, the defendant stated the decedent was very intoxicated, and acknowledged that he had a "little bit" to drink. The defendant stated they were outside when an argument escalated into a physical altercation between him and the decedent. During this argument, the defendant reported, to members of the Homicide Branch, he told the decedent to hit him at which time the decedent struck the defendant twice.

The defendant reported the decedent then called him a "BITCH ASS MOTHERFUCKER". The defendant then became angry, and he recalled hitting the decedent in the face causing the decedent to bend over cover his head with his hands. The Defendant remembers raising the decedent over his face, and then the defendant stated that he blacked out.

The defendant next remembers hearing what sounded like a cinder block being dropped to the street from about 5 feet in the air. The defendant stated that everyone told him that he (the defendant) slammed his cousin (the decedent) into the street. The defendant describes the decedent lying in the street, bleeding from his head, in an unconscious condition. The defendant stated he got onto his bike and rode away. The defendant stated that both W1 and W2 were outside when the above described events occurred.

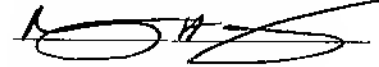
A third witness was identified, located and interviewed. The witness hereafter referred to as W3. W3 reported the defendant told him that he was in a fight with the decedent, but he "blacked out" and did not remember anything.

Your Affiant submits, that based on the observations of W1 and W2 the defendant, slammed the decedent, head first into the ground. When interviewed, the defendant himself admitted that he was involved in a fight with the decedent. The defendant admitted that he raise the decedent over his head, but then blacked out.

Based on the above detailed investigation, Your affiant believes that probable cause exists that the defendant, Arvel Wills,

Black male, born June 28, 1989, Metropolitan Police Department PDID number 603-065, caused the death of the decedent by picking him up, and slamming him onto the roadway surface, and respectfully requests that a Judge of the Superior Court for the District of Columbia issue a warrant for Second Degree Murder in his name.

AFFILIANT'S SIGNATURE:



TO: WARRANT CLERK

PLEASE ISSUE A WARRANT FOR:

Ariel Willis

Charge With: Second Degree Murder
James R. Dwyer 9/27/12
 ASSISTANT UNITED STATES ATTORNEY

SUBSCRIBED AND SWORN BEFORE ME THIS

27 DAY OF Sept 20 12

Michael J. B...
 (JUDGE) DEPUTY CLERK SUPERIOR COURT OF THE
 DISTRICT OF COLUMBIA

SUPPLEMENTAL GERSTEIN

UNITED STATES V. ARVEL WILLS (PDID 603605)

In addition to the facts presented in affidavit for the arrest warrant, the undersigned provides the following additional information.

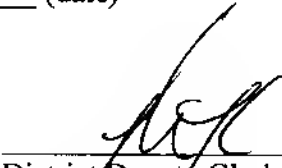
The arrest warrant for Arvel Wills was signed on September 27, 2012. On September 27, 2012, members of the CARFTF observed the defendant in the 600 block of L Street, Northeast, Washington D.C. with a white plastic bag in his possession. After a brief foot chase ensued, the defendant dropped the white plastic bag and then stopped.

Deputy Marshall Decicco asked the defendant for permission to look in the white plastic bag. The defendant agreed. A search of the bag revealed clothing, a black skull/face mask, and a 9 mm Ruger P89, Serial Number 314 – 16789 and an extended magazine clip loaded with 13 rounds of ammunition. The undersigned noted that the extended clip is capable of holding up to 30 rounds of ammunition. The firearm appeared operable and is intended to expel a bullet through the process of an explosion; is capable of being fired by the use of a single hand and has a barrel length of less than twelve inches. The defendant did not have a license to carry a weapon. At the time of his arrest, the defendant was on supervised release in 2007CF220358 and the defendant is a convicted felon.

The events and acts described above occurred primarily in the District of Columbia and were committed as described by defendant(s) listed in the case caption.

Subscribed and sworn before me this _____ (date)

 01-1277
Police Officer Badge


District Deputy Clerk